

MAR 11 2005

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/735,395	12/12/2003	Lewis Gruber	09792350-0045

26263  
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CONFIRMATION NO. 1707

\*OC000000015079276\*

\*OC000000015079276\*

Date Mailed: 02/01/2005

### NOTICE REGARDING POWER OF ATTORNEY

This is in response to the Power of Attorney filed 01/11/2005 . The Power of Attorney in this application is not accepted for the reason(s) listed below:

- The Power of Attorney is from an assignee and the Certificate required by 37 CFR 3.73(b) has not been received.

TINA M PLUNKETT  
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FORMER ATTORNEY/AGENT COPY

FEB 24 2005

TS3



### STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Arryx, Inc.

Application No./Patent No.: 10/735,395 Filed/Issue Date: December 12, 2003

Entitled: Configurable Dynamic Three Dimensional Array

Arryx, Inc., a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.  
The extent (by percentage) of its ownership interest is \_\_\_\_\_ %  
in the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 012227, Frame 0460, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original assignment document (s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Gregory M. Zinkl  
Signature

Gregory M. Zinkl, Ph.D.

Printed or Typed Name

Registered Patent Agent, Reg. No. 48,492

Title

February 28, 2005

Date

312-627-2126

Telephone number

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**POWER OF ATTORNEY  
and  
CORRESPONDENCE ADDRESS  
INDICATION FORM**

Application Number 10/735,395

Filing Date December 12, 2003

First Named Inventor Lewis Gruber

Title Configurable Dynamic Three ...

Art Unit

Examiner Name not assigned

Attorney Docket Number 089000-0071

I hereby appoint:

☒ Practitioners associated with the Customer Number:

38,939

OR

☐ Practitioner(s) named below:

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

☒ The address associated with the above-mentioned Customer Number:

OR

☐ The address associated with Customer Number:

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Address

Address

City

State

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Country

Telephone

Fax

I am the:

☐ Applicant/Inventor.☒ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).**SIGNATURE of Applicant or Assignee of Record**

Signature

Date

Name

J. Tobias Fizzell

Telephon

312-726-6675

Title and Company

Corporate Counsel, Arryx, Inc.

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple

☐ \*Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending on the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**Applicant(s): **Lewis Gruber, et al.**

Docket No.

**089000-0071**

Application No.

**10/735,395**

Filing Date

**December 12, 2003**

Examiner

**not assigned**

Customer No.

**38,939**

Group Art Unit

**NOT ASSIGNED**

Invention:

**CONFIGURABLE DYNAMIC THREE DIMENSIONAL ARRAY**

I hereby certify that the following correspondence:

**Power of Attorney and Correspondence Address Indication Form (PTO/SB/81)****Statement Under 37 CFR 3.73(b) (PTO/SB/96)****Notice Regarding Power of Attorney****Postcard Receipt***(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

**March 10, 2005***(Date)***Patricia A. Fossier***(Typed or Printed Name of Person Mailing Correspondence)**(Signature of Person Mailing Correspondence)***EV 473486615 US***("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**